

*The actions delineated below were taken in open session of the EPSB at the March 17, 2003 regular meeting. This information is provided in summary form; an official record of the meeting is available on tape in the permanent records of the EPSB, 1024 Capital Center Drive, Suite 225, Frankfort, KY 40601.*

**Education Professional Standards Board (EPSB)  
Summary Minutes of the Business Meeting  
Best Western Hotel  
Frankfort, Kentucky  
March 17-18, 2003**

**Members Present:**

Jim Applegate  
Doris Barlow  
Eugene Binion  
Wally Campbell  
Lydia Coffey  
Joy Gray  
Arthur Green  
Kristin Gregory  
Starr Lewis (for Gene Wilhoit)  
Jack Rose  
Tom Stull  
Ellie Thompson  
Mark Wasicsko  
Joe Welch

**Members Absent:**

Terry Poindexter  
Penny Robinson

**Minutes**

**Call to Order**

Chair Lydia Coffey called the meeting to order at 9:00 AM EST.

**Approval of Minutes**

*Motion made by Mr. Eugene Binion, seconded by Ms. Joy Gray, to approve the minutes of the January 13-14, 2003 EPSB meeting.*

Vote: Unanimous

**Amendment of Agenda**

*Motion made by Dr. Doris Barlow, seconded by Ms. Ellie Thompson to amend the meeting agenda adding (1) Georgetown College Alternative Route to Certification "Umbrella Proposal for Middle and Secondary Certification; (2) Kentucky Teacher Internship Program (KTIP) Appeals; and (3) Volume of Meeting Materials Mailed to Board Members.*

Vote: Unanimous

### **Open Speak**

No requests were made for Open Speak.

### **Report of the Executive Director and Staff**

Dr. Susan Leib updated the board on items of interest during the 2003 General Assembly Session:

- **Board Appointments** - Dr. Wally Campbell's appointment was confirmed by the Legislature. Ms. Ellie Thompson's confirmation was still pending but was expected to pass before the end of the session. Ms. Terry Poindexter's appointment was not confirmed.
- **Budget** - The EPSB retained all submitted budgetary line items, with the exception of the Kentucky Principal Internship Program (KPIP), which was eliminated. Staff is looking at ways to address the elimination of KPIP, including the development of an online module for principal candidates. Also, the Model Teacher Program money was retained and the Request for Proposals will be going out within the next week with responses due back by April 17.
- **SB 95** - Authorized the EPSB to conduct a pilot teacher internship program, and passed both the House and Senate and was signed by the Governor.
- **HB 252** - Enabled the EPSB to prorate incentive pay for National Board candidates contingent upon the funds available, and had an amendment added that stipulated applicants for emergency substitute teaching who possess a bachelor's degree shall be issued a certificate for substitute teaching (i.e., GPA does not matter); bill currently stalled but expected to pass out of committee by the end of the session.

Dr. Leib and board staff introduced the following individuals: Dr. Michael Colegrove and Dr. Gary Pate, Cumberland College; Dr. Joe Brockington, Asbury College; Dr. John Welsh, University of Louisville; Dr. Rachele Bruno and Dr. Paul Thompson, Northern Kentucky University; Dr. Martha McClure, Midway College; and Ms. Kim Alexander, Eastern Kentucky University.

Dr. Phillip Rogers and Ms. Lynn Hines updated the board on the National Board for Professional Teaching Standards (NBPTS) program. Kentucky is ranked in the top ten nationally relative to the number of new candidates for NBPTS certification, and leads the Appalachian Project in the number of new candidates. There currently are 349 NBPTS-certified teachers in Kentucky.

Dr. Leib asked the board for direction on a letter from the Transnational Association of Christian Colleges & Schools (TRACS). There are several organizations, including TRACS, now recognized by the U.S. Department of Education as approved institutional accrediting agencies. The board directed the Executive Director to schedule a meeting with representatives from the Council on Postsecondary Education and the Association of Independent Kentucky Colleges and Universities to draft a recommended policy regarding EPSB approval of preparation programs at nationally accredited institutions and certification of individuals who prepare at these institutions. The draft policy will be considered at the May 2003 EPSB meeting.

Dr. Leib reviewed with board members the following items:

- additional information on Dr. Edwin Barnes' waiver request
- Emergency Non-Certified Personnel Program Second Quarter (October 1 – December 31, 2002) Report
- letter of appreciation from the University of Louisville regarding Dr. Rogers' participation in the Diversity Symposium
- update on LEAD Report

- *No Dream Denied: A Pledge to America's Children* Summary Report - National Commission on Teaching and America's Future publication
- *Nurturing our Future* - Kentucky Advisory Council for Gifted and Talented Education pamphlet

### **Volume of Meeting Materials Mailed to Board Members**

The board discussed at length the amount of materials that staff mails to board members in preparation for a meeting, particularly when accreditation reports are on the agenda.

**2003-20**     *Motion made by Dr. Jack Rose, seconded by Mr. Binion, that staff, with the approval of the Executive Director, should attach the entire Board of Examiner's (BOE's) report and only specific pages from the Institutional Rejoinder, annual data, admission data, trend data, and annual narrative reports as it relates to the area(s) of weakness(es) cited by either the BOE team and/or Accreditation Audit Committee. Board members have the option of requesting all accreditation materials for review, if so desired.*

Vote: Unanimous

### **Report of the Chair**

Ms. Coffey presented former board member Ms. Karon Click with a plaque in recognition of her service to the EPSB. Ms. Coffey thanked staff for their hard work during the legislative session.

Also, Ms. Coffey appointed a Technology Standard Committee to develop a technology standard for administrators and report back to the EPSB with a recommendation. The following should be included in the membership of this committee: EPSB members - 2; superintendents - 2; principals - 2; Education faculty - 2; Kentucky Department of Education - 1; Kentucky Association of School Administrators - 1; and Kentucky Association of School Superintendents - 1.

Ms. Coffey appointed Mr. Joe Welch as chair of the Program and Technical Assistance Work Group.

### **Full Board Information Item**

#### **Demonstration of KyEducators.org**

Dr. Rogers and Ms. Chela Kaplan provided a brief demonstration of KyEducators.org, including several of the modules that will be available online. KyEducators.org is an EPSB web site developed in cooperation with the Kentucky Virtual University and designed to assist Kentucky teachers and administrators, as well as those interested in becoming teachers or administrators. Twelve instructional/assessment modules are currently available and five more are scheduled for release in Spring 2003.

### **Full Board Action Items**

#### **16 KAR 5:010, Accreditation, Including Quality Performance Index, Final Approval**

Dr. Marilyn Troupe updated the board on changes that the National Council for Accreditation of Teaching Education (NCATE) is making that will need future discussion by the board, including

accreditation visits going from a five-year to a seven-year cycle, and state licensure test pass rates that will be required in order for teacher educator programs to be approved. Both these items will be added to the July board retreat agenda.

**2003-21**      *Motion made by Dr. Mark Wasicsko, seconded by Ms. Kristen Gregory, to modify and approve 16 KAR 5:010, Accreditation, Including Quality Performance Index, Final Approval, with minor changes as recommended by staff.*

Vote: Unanimous

**16 KAR 2:020, 2:190, 6:020, 8:040, Career and Technical Education Teachers, Final Approval**

**2003-22**      *Motion made by Dr. Rose, seconded by Ms. Gray, to approve the following recommendation of the Industrial Technology Work Group:*

*KDE and KDTE will submit by April 1, 2003 a one-time-only list of people for letters of exemption to teach in the information technology program/  
career and technical education. The EPSB authorizes staff to proceed with letters of exemption to the people on the list by April 15, 2003. Effective with the 2003-04 school year, all new teachers in information technology must hold full certification or be on a probationary certificate pursuant to 16 KAR 2:190.*

Vote: Unanimous

**2003-23**      *Motion made by Dr. Rose, seconded by Ms. Gray, to approve 16 KAR 2:020, 2:190, 6:020, 8:040, Career and Technical Education Teachers, Final Approval, with minor changes as recommended by staff and with the addition of the recommendation previously approved (above).*

Vote: Unanimous

**Assessment & Licensure Work Group**

**Action Items**

**16 KAR 3:054 and 5:009, Repeal of Administrative Regulations, Notices of Intent**

**2003-24**      *On behalf of the Assessment & Licensure Work Group, motion made to approve  
16 KAR 3:054 and 5:009, Repeal of Administrative Regulations, Notices of Intent.*

Vote: Unanimous

**Waiver Requests**

**2003-25**      *On behalf of the Assessment & Licensure Work Group, motion made to approve the request of Ms. Ophelia W. Scott, Certified Personnel Specialist,*

*Jefferson County Schools, on behalf of Ms. Jane F. Leis, to waive 16 KAR 2:040, Requirements for Exemption Letter for Interdisciplinary Early Childhood Education, Birth to Primary Certification.*

Vote: Unanimous

**2003-26**      *On behalf of the Assessment & Licensure Work Group, motion made to deny the request of Dr. Edwin Barnes, to waive 16 KAR 3:060, Requirements for Guidance Counselor Certification.*

Vote: Unanimous

**2003-27**      *On behalf of the Assessment & Licensure Work Group, motion made to approve the request of Ms. Linda Foxx, to waive 16 KAR 3:060, Requirements for Guidance Counselor Certification.*

Vote: Unanimous

**2003-28**      *On behalf of the Assessment & Licensure Work Group, motion made to approve the request of Ms. Donelle Judy, to waive 16 KAR 3:060, Extension of Renewal Requirements for Guidance Counselor Certification.*

Vote: Yes - 11  
No - 1 (Dr. Rose)

**2003-29**      *On behalf of the Assessment & Licensure Work Group, motion made to deny the request of Ms. Yvonne Gilliam, Superintendent, Bell County Schools, on behalf of Ms. Susie Williams, to waive 16 KAR 4:010, Requirements for District Assessment Coordinator.*

Vote: Yes - 11  
No - 1 (Dr. Rose)

**2003-30**      *On behalf of the Assessment & Licensure Work Group, motion made to approve the request of Dr. David Herbert, Kentucky State University, on behalf of Ms. Corrie May, to waive 16 KAR 5:040, Section 2 (b)(c), Cooperating Teacher Eligibility Requirements.*

Vote: Yes - 11  
No - 1 (Ms. Thompson)

#### **Exceptional Children Program Assignment Waivers**

**2003-31**      *On behalf of the Assessment & Licensure Work Group, motion made to approve the teaching assignment waivers as recommended by the Division of Exceptional Children Services and the Division of Certification.*

Vote: Unanimous

#### **Alternative Route to Certification Applications**

**2003-32**      *On behalf of the Assessment & Licensure Work Group, motion made to approve, based on sufficient evidence of ten years' exceptional work experience, the application for provisional teaching certification in mathematics, grades 9-12, for Mr. Andrew Scott Nimon.*

Vote: Unanimous

**2003-33**      *On behalf of the Assessment & Licensure Work Group, motion made to deny, based on lack of evidence demonstrating talents and abilities commensurate with the New Teacher Standards, the application for provisional teaching certification in social studies, grades 9-12, for Mr. Anthony Piccirillo. The board urges Mr. Piccirillo to enroll in an alternative route to certification program offered by a college or university.*

Vote: Unanimous

## **Program & Technical Assistance Work Group**

### **Action Items**

#### **Program Approval**

**2003-34**      *On behalf of the Program and Technical Assistance Work Group, motion made to approve the certification programs in chemistry, grades 8-12 (bachelor's level) and physics, grades 8-12 (bachelor's level) at Eastern Kentucky University.*

Vote: Yes - 12  
Abstain - 1 (Dr. Wasicsko)

**2003-35**      *On behalf of the Program and Technical Assistance Committee, motion made to accept the Accreditation Audit Committee's recommendation and approve the initial and advanced level educator preparation programs and grant initial accreditation for Asbury College.*

Vote: Unanimous

**2003-36**      *On behalf of the Program and Technical Assistance Committee, motion made to accept the Accreditation Audit Committee's recommendations and approve the initial and advanced level educator preparation programs and grant continuing accreditation for the University of Louisville.*

Vote: Unanimous

**2003-37**      *On behalf of the Program and Technical Assistance Committee, motion made to accept the Accreditation Audit Committee's recommendations and approve the initial level educator preparation program and grant provisional*

*accreditation for Mid-Continent College. Accordingly, a second accreditation visit will be scheduled to occur within two years, and the institution is to provide evidence relating to all six standards, with emphasis on the two unmet standards (Standards 2 and 5).*

Vote: Yes - 12  
Recuse - 1 (Dr. Rose)

**2003-38**      *On behalf of the Program and Technical Assistance Committee, motion made to approve the alternative route to certification "umbrella" proposal for middle and secondary certification submitted by Georgetown College.*

Vote: Unanimous

**2003-39**      *On behalf of the Program and Technical Assistance Work Group, motion made to accept the recommendation of the KTIP Appeals Committee and uphold the "unsuccessful" finding for Mr. Holbrook.*

Vote: Unanimous

**2003-40**      *On behalf of the Program and Technical Assistance Committee, motion made to accept the recommendation of the KTIP Appeals Committee and reverse the KTIP Committee finding of "unsuccessful" for Ms. Mary Ann Anzelmo.*

Vote: Yes - 9  
No - 2 (Dr. Wascisko and Dr. Barlow)

The meeting recessed at 1:40 PM EST

**DISCIPLINARY MATTERS  
EPSB MINUTES OF CASE REVIEW  
MARCH 18, 2003**

Chair Lydia Coffey re-convened the meeting at 8:35AM.

**Full Board Discussion Item**

EPSB members discussed whether to utilize a staff attorney from the Attorney General's Office as an advisor during case review of disciplinary matters in light of recent personnel and duty changes within the Division of Legal Services. EPSB members reached consensus that it would be beneficial to proceed with a staff attorney.

*Motion made by Ms. Gray, seconded by Ms. Gregory, to go into closed session for purpose of discussing proposed or pending litigation in accordance with KRS 61.801(c)&(j).*

Vote: Unanimous

*Motion made by Ms. Gregory, seconded by Ms. Gray, to return to open session.*

Vote: Unanimous

The following board members concurred with the actions as listed below with the noted exceptions:

Lydia Coffey, Arthur Green, Joy Gray, Wally Campbell, Ellie Thompson, Tom Stull, Doris Barlow, Kristin Gregory, Joe Welch and Jack Rose.

Attorneys present were Brenda Dinkins Allen, Cynthia Clay Grohmann, Courtney Baxter and Robert S. Jones.

### **Initial Case Review**

<b><u>Case Number</u></b>	<b><u>Decision</u></b>
02-11138	Hear
02-11139	Hear
02-11140	Hear
02-11141	Hear
02-11142	Dismissed (with letter to Superintendent)
02-12148	Dismissed (with letter to Superintendent)
02-12152	Hear
03-0101	Hear
02-11137	Hear
02-12147	Dismissed
02-11143	Hear
02-12145	Admonish
03-0105	Admonish ( <i>Ms. Gray dissented</i> )
02-12151	Hear
03-0117	Dismissed ( <i>Ms. Gray dissented</i> )
02-12149	Hear
03-0111	Admonish
02-12154	Hear
02-12153	Admonish (with letter to Superintendent) ( <i>Ms. Gregory dissented</i> )
02-11133	Hear
03-0109	Hear
02-12146	Hear
03-0102	Hear
03-0104	Admonish
03-0106	Dismissed
03-0108	Hear
03-0228	Admonish

03-0110	Hear
03-0113	Admonish (with letter to Superintendent) ( <i>Ms. Gregory dissented</i> )
03-0112	Admonish
03-0120	Admonish
03-0119	Dismissed
02-12144	Dismissed Without Prejudice
03-0121	Admonish
03-0122	Hear ( <i>Dr. Rose recused</i> )
03-0227	Admonish
03-0114	Admonish
03-0331	Dismissed
02-0220	Dismissed
01-0439	Dismissed
02-0335	Dismissed

### **Character/Fitness Review**

<b><u>Case Number</u></b>	<b><u>Decision</u></b>
03-008	Approve
03-009	Approve
03-010	Approve
03-011	Approve
03-012	Approve
03-013	Approve
03-014	Approve
03-016	Approve
03-019	Approve
03-020	Approve
03-022	Approve
03-001	Approve
03-025	Approve
03-026	Approve
03-027	Approve
03-017	Approve
03-028	Approve
03-023	Approve
03-029	Approve
03-030	Approve
03-031	Approve
03-033	Approve
03-034	Approve
03-024	Approve
03-018	Approve

03-035	Approve
03-036	Approve
03-037	Approve
03-038	Approve
03-039	Approve
03-040	Approve
03-032	Approve
03-041	Approve

### **Agreed Orders**

<b><u>Case Number</u></b>	<b><u>Decision</u></b>
02-08103 (Rita Adkins)	<p>Accept Agreed Order suspending respondent's teaching certificate for a period of 14 days from date of acceptance of this order by the Board.</p> <p>Vote: Unanimous</p>
98-0633 (Donald Humble)	<p>Accept Agreed Order revoking respondent's Standard High School Certificate, grades 7-12, and all administrative and supervisory certificates and endorsements. Respondent shall neither apply for nor be issued a Standard High School Certificate for a period of six years from June 18, 1998. Respondent shall neither apply for nor be issued an administrative or supervisory certificate for a period of seven years from June 18, 1998. The issuance of any future certificate to respondent is expressly conditioned upon respondent's providing written evidence of successful completion of 12 hours of professional development in the area of sexual harassment, as approved by the Board, at respondent's expense.</p> <p>Vote: 8 Yes  1 Dissent (<i>Dr. Rose: Period of revocation includes retroactive time.</i>)  1 Recuse (<i>Ms. Coffey</i>)</p>
02-08104 (Amy Walker)	<p>Accept Agreed Order revoking respondent's teaching certificate. Respondent shall neither apply for nor be issued a teaching certificate in the Commonwealth of Kentucky for a period of 20 years from date of acceptance of this order by the Board.</p> <p>Vote: Unanimous</p>

- 002-0673 (Scott Taylor)      Accept Agreed Order admonishing respondent for his lack of judgment in communication with students. Respondent is required to provide written evidence to the Board, on or before July 31, 2003, of successful completion of 12 hours of professional development/training in the areas of sexual harassment, ethics, and appropriate teacher/student relationships and/or boundary issues, as approved by the Board. Any expense shall be paid by respondent. Failure to satisfy this condition shall result in reinstatement of the disciplinary action against respondent.
- Vote:    Unanimous
- 02-0686 (Donna Eastham)      Accept Agreed Order suspending respondent's certificate for a period of two years, beginning May 22, 2002. Reinstatement is expressly conditioned upon respondent's providing written evidence to the Board of successful completion of 12 hours of professional development/training in effective classroom management/discipline techniques in early childhood education.
- Vote:    9 Yes  
          1 Dissent (*Dr. Rose: Period of revocation includes retroactive time.*)
- 02-0796 (Alan Butts)      Accept Agreed Order prohibiting respondent from applying for or being issued a certificate in the Commonwealth of Kentucky for a period of one year from the date of acceptance of this order by the Board. Issuance of any future certificate to respondent, or on his behalf, is expressly conditioned upon his providing written evidence to the Board of successful completion of 12 hours of professional development/training in the area of ethics and appropriate teacher/student relationships and/or boundary issues.
- Vote:    9 Yes  
          1 Recuse (*Mr. Welch*)
- 01-0112 (Debra Vest)      Accept Agreed Order suspending respondent's teaching certificate for a period of 60 days from date of acceptance of this order by the Board.
- Vote:    9 Yes  
          1 Recuse (*Mr. Welch*)

*Motion made by Ms. Gray, seconded by Ms. Gregory, to adjourn the meeting.*

Vote: Unanimous

The meeting adjourned at 10:20AM.

**Next Meeting: May 19, 2003  
Hampton Inn  
Frankfort, Kentucky**